

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Randall L. Simpson et al.

Application No.: 09/481,043

Group No.: 1793

Filed: 01/11/2000

Examiner: Felton, Aileen

For: PROCESS FOR PREPARING ENERGETIC MATERIALS

Mail Stop Appeal Briefs – Patents

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL OF SUPPLEMENTAL APPEAL BRIEF  
(PATENT APPLICATION--37 C.F.R. § 41.37)

1. This supplemental brief is in furtherance of the Notice of Noncompliant Appeal Brief mailed on Nov. 24, 2008.

2. STATUS OF APPLICANT

This application is on behalf of a small entity. A statement was already filed.

3. FEE FOR FILING APPEAL BRIEF

Pursuant to 37 C.F.R. § 41.20(b)(2), the fee for filing the Appeal Brief is:

small entity	\$270.00
<b>Appeal Brief fee due</b>	<b>\$270.00</b>

4. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

5. TOTAL FEE DUE

The total fee due is:

Appeal brief fee	\$0.00(Previously paid on 11/03/2008)
Extension fee (if any)	\$0.00
<b>TOTAL FEE DUE</b>	<b>\$0.00(Previously paid on 11/03/2008)</b>

6. FEE PAYMENT

Applicant believes that no fees are due in connection with the filing of this paper because the Appeal Brief was paid with a previous submission. However, the Commissioner is authorized to charge any additional fees that may be due (e.g. for any reason including, but not limited to fee changes, etc.) to deposit account 50-1351 (Order No. LLNLP001).

7. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. LLNLP001).

Date: December 12, 2008

Reg. No.: 42,762  
Tel. No.: 408-971-2573  
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Signature of Practitioner  
Dominic M. Kotab  
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P.O. Box 721120  
San Jose, CA 95172

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of	)	
	)	
Simpson et al.	)	Group Art Unit: 1793
	)	
Application No.: 09/481,043	)	Examiner: Felton, Aileen B.
	)	
Filed: 01/11/2000	)	Attorney Docket No.:
	)	IL-10127B/LLNLP001
For: PROCESS FOR PREPARING	)	
ENERGETIC MATERIALS	)	
(AS AMENDED)	)	Date: December 12, 2008
	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ATTENTION: Board of Patent Appeals and Interferences**

**SUPPLEMENTAL APPEAL BRIEF (37 C.F.R. § 41.37)**

This supplemental brief is in furtherance of the Notice of Noncompliant Appeal Brief mailed on Nov. 24, 2008.

The fees required under § 1.17, and any required petition for extension of time for filing this brief and fees therefor, are dealt with in the accompanying TRANSMITTAL OF APPEAL BRIEF.

The Notice of Noncompliant Appeal Brief mailed on Nov. 24, 2008 indicated that only the defective sections need be resubmitted. Accordingly, this brief contains this item under the following heading, and in the order set forth below (37 C.F.R. § 41.37(c)(i)):

**III STATUS OF CLAIMS (37 C.F.R. § 41.37(c) (1)(iii))**

The final page of this brief bears the practitioner's signature.

### **III STATUS OF CLAIMS (37 C.F.R. § 41.37(c) (1)(iii))**

#### **A. TOTAL NUMBER OF CLAIMS IN APPLICATION**

Claims in the application are: 1, 26-38, 40-41, 45

#### **B. STATUS OF ALL THE CLAIMS IN APPLICATION**

1. Claims withdrawn from consideration: none
2. Claims pending: 1, 26-38, 40-41, 45
3. Claims allowed: None
4. Claims rejected: 1, 26-38, 40-41, 45
5. Claims cancelled: 2-25, 39, 42-44

#### **C. CLAIMS ON APPEAL**

The claims on appeal are: 1, 26-38, 40-41, 45

In the event a telephone conversation would expedite the prosecution of this application, the Examiner may reach the undersigned at (408) 971-2573. For payment of any additional fees due in connection with the filing of this paper, the Commissioner is authorized to charge such fees to Deposit Account No. 50-1351 (Order No. LLNLP001).

Respectfully submitted,

By: /Dominic M. Kotab/ Date: December 12, 2008  
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